



**UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office**

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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09/171,884 10/22/98 J009

0 3629,38,1902

HM22/1025

EXAMINER

SISSON, B

ART UNIT

PAPER NUMBER

1655

DATE MAILED:

10/25/00

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**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner of Patents and Trademarks**

# Notice of Abandonment

Application No.

09/171,854

Examiner

Bradley L. Sisson

Applicant(s)

JOOS et al.

Art Unit

1655

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 24 March 2000.

(a) ☐ A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.

(b) ☐ A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.

(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; or (2) a timely filed Notice of Appeal (with appeal fee)).

(c) ☒ No reply has been received.

2. ☐ Applicant's failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance (PTO-85).

(a) ☐ The issue fee was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee set in the Notice of Allowance.

(b) ☐ The submitted issue fee of \$\_\_\_\_\_ is insufficient. The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_.

(c) ☐ The issue fee has not been received.

3. ☐ Applicant's failure to timely file new formal drawings as required in the Notice of Allowability (PTO-37).

(a) ☐ Proposed new formal drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)), which expired on \_\_\_\_\_.

(b) ☐ The proposed new formal drawings filed \_\_\_\_\_ are not acceptable.

(c) ☐ No proposed new formal drawings have been received.

4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.

5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.

6. ☐ The decision by the Board of Patent Appeals and Interference rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.

7. ☒ The reason(s) below:

While responses addressing the application being in compliance with the Sequence Rules have been received, there has not been received a response to the outstanding rejections of claims as found in the Office action of March 24, 2000, Paper No. 6.

*B. L. Sisson*  
BRADLEY L. SISSON  
PRIMARY EXAMINER  
GROUP 1800

10/23/00